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## AMENDMENT TO OIL, GAS AND MINERAL LEASE

State:

**Texas** 

County:

**Tarrant** 

Lessor:

Keith P. Mungon, A Single Person

Lessee:

XTO Energy Inc.

Effective Date: May 25, 2007

Lessee, named above, is the owner of an Oil and Gas Lease (the "Lease"), dated May 25, 2007, from Lessor, named above, recorded as Tarrant County Clerk's Document No. D207297164 of the Official Public Records of the county and state named above.

At the time the Lease was entered into, the description of the lands contained in the Lease was believed by Lessor and Lessee to cover, and was intended by them to cover, certain lands owned by Lessor.

Since the execution, delivery, and recording of the Lease, it has been discovered that the description of lands contained in the Lease does not adequately describe the lands Lessor intended to lease to Lessee. Lessor and Lessee desire to amend and correct the description of lands contained in the Lease to accurately identify the lands to be covered by the Lease.

For adequate consideration, and the further consideration of the obligations and agreements contained in the Lease, Lessor acknowledges and agrees that the Lease shall cover, and the Lease is amended, so that it now covers the following lands in the county and state named above:

> Being 0.328 acres of land out of the M. E. P. & P. RR. Co. Survey, Abstract No. 1141, Patent #359, Volume 11, Tarrant County, Texas, and being that tract conveyed to Don R. Weldon recorded in Volume 11948, Page 1317, Deed Records, Tarrant County, Texas and being described by metes and bounds as follows: Beginning at a 1/2 inch iron rod found in the South right-of-way line of Allyn Drive a dedicated 40 foot wide right-of-way recorded in Volume 5494, Page 455, Deed Records, Tarrant County, Texas and being the Northwest corner of a tract of land conveyed to James J. Slavik recorded in Volume 7959, Page 713, Deed Records, Tarrant County, Texas and being the Northwest corner of the tract herein described; Thence South along the West line of said Slavik tract a distance of 143.00 feet to a 5/8 inch iron rod found for corner in the North line of an alley and being the Southwest corner of said Slavik tract and being the Southwest corner of the tract herein described; Thence South 89 degrees, 02

minutes, 38 seconds West along the North line of said alley a distance of 98.91 feet to a 5/8 inch iron rod found in the North line of said alley and being the Southeast corner of a tract of land conveyed to Charles K. Ulrich recorded in Volume 10395, Page 1026, Deed Records, Tarrant County, Texas and being the Southwest corner of the tract herein described; Thence North 00 degrees, 12 minutes, 15 seconds West along the East line of said Ulrich tract a distance of 142.47 feet to a 5/8 inch iron rod found for corner in the South line of said Allyn Drive and being the Northeast corner of said Ulrich tract and being the Northwest corner of the tract herein described; Thence North 88 degrees, 44 minutes, 35 seconds East along the South line of Allyn Drive a distance of 99.43 feet to the place of beginning.

Lessor ratifies, adopts, and confirms the Lease and extends the Lease to cover the lands described in this Amendment as if the description of lands set out above had been originally included in the Lease. Lessor grants, leases, and lets to Lessee, its successors and assigns, the lands described in this Amendment for the purposes and upon the terms, conditions, and provisions contained in the Lease.

This Amendment shall be binding for all purposes on Lessor and Lessor's successors, heirs and assigns.

This Amendment is signed by Lessor and Lessee as of the date of the acknowledgment of his signature below, but is effective for all purposes as of the Effective Date stated above.

Lessor

Keith P. Mungor, A Single Person

THE STATE OF TEXAS

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COUNTY OF TARRANT §

This instrument was acknowledged before me on the ZT<sup>1</sup> day of MAZCH 2009, by Keith P. Mungon.

STEVEN D. SULLIVAN
Notary Public, State of Texas
My Commission Expires
January 05, 2011

Notary Public in and for the State of Texas